ORDINANCE (AS AMENDED) CITY OF NEW ORLEANS

CITY HALL: January 9, 2014

CALENDAR NO. 29,897

NO. 25661 MAYOR COUNCIL SERIES

BY: COUNCILMEMBERS CLARKSON AND CANTRELL

AN ORDINANCE to amend Sections 34-17, 34-29, 34-33, 34-37, and 34-38 of Chapter 34 of the Code of the City of New Orleans, related to the public safety and enforcement of Mardi Gras parades, to prohibit riding on the exterior of an automobile during a parade, to provide a penalty for throwbacks, to provide relative to the placement of ladders, tents, grills, and other personal effects, to prohibit the placement of portable toilets on public property and to provide for a penalty with respect thereto, to prohibit the use of "snap pop" high explosive devices; and otherwise to provide with respect thereto.

WHEREAS, the people of the great city of New Orleans deserve a Mardi Gras season that is fun and safe; and

WHEREAS, clearer rules promote fair and effective enforcement and thereby promote public safety; NOW THEREFORE

1 SECTION 1. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY

ORDAINS, That Section 34-17 of the Code of the City of New Orleans be and the same is hereby

amended and reordained to read as follows:

4 "Sec. 34-17. Riders.

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No person shall ride on the exterior of an automobile during a parade, except that one person may ride on the back of a convertible automobile."

SECTION 2. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY

ORDAINS, That Section 34-29 of the Code of the City of New Orleans be and the same is hereby

amended and reordained to read as follows:

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- 4 "Sec. 34-29. Throwbacks.
- 5 It shall be unlawful for a person to throw any object at a float or at any participant in a carnival parade.
- 6 Any person who violates this provision shall be fined \$250.00 per violation."

1 SECTION 3. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY

- 2 ORDAINS, That Section 34-33 of the Code of the City of New Orleans be and the same is hereby
- 3 amended and reordained to read as follows:
- 4 "Sec. 34-33. Ladders and Portable Toilets
- 5 All ladders used by parade spectators shall be structurally sound. No ladder, chairs, ice chests, chaise
- 6 lounges, barbecue grills, and other similar personal effects shall be placed in intersections or between
- 7 curbs of public streets during the pendency of a parade. Ladders, tents, grills, and other personal effects
- 8 shall be placed six feet back from the street curb. Additionally, the practice of fastening two or more
- 9 ladders together shall be prohibited. It shall be prohibited to use ropes or other similar items to create a
- barricade or otherwise obstruct passage along public property, unless otherwise specifically authorized.
- 11 Portable toilets shall not be placed on public property without written consent from the appropriate
- 12 governmental agency. A fine of \$250.00 per day will be assessed against the owner of the portable toilet
- 13 for violation of this section."

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1 SECTION 4. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY

- ORDAINS, That Section 34-37 of the Code of the City of New Orleans be and the same is hereby
- 3 amended and reordained to read as follows:
- 4 "Sec. 34-37. Vendors in a fixed location; permit requirements and regulations.

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- (n) Vendors in a fixed location shall be prohibited from selling stink bombs. For the purposes of this section, a "stink bomb", regardless of its actual brand name, shall be defined as a device purchased from a vendor during Mardi Gras season for the purpose of emitting an odorous substance when used.
- Vendors in a fixed location shall be prohibited from selling snap pops. For the purposes of this section, a "snap pop," regardless of its actual brand name, shall be defined as a device purchased from a vendor during Mardi Gras season which contains high explosives.

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SECTION 5. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY

- ORDAINS, That Section 34-38 of the Code of the City of New Orleans be and the same is hereby
- 3 amended and reordained to read as follows:
- 4 "Sec. 34-38. Vendors not in a fixed location; permit requirements and regulations.

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(h) All moving vendors shall be prohibited from selling snap pops. For the purposes of this section, a "snap pop," regardless of its actual brand name, shall be defined as a device purchased from a vendor during Mardi Gras season which contains high explosives."

ADOPTED BY THE COUNCIL OF THE CITY OF NEW ORLEANS JANUARY 23, 2014

JACQUELYN B. CLARKSON PRESIDENT OF THE COUNCIL

DELIVERED TO THE MAYOR ON JANUARY 24, 2014

APPROVED:

DISAPPROVED: FEBRUARY 5, 2014

MITCHELL J. LANDRIEU MAYOR

RETURNED BY THE MAYOR ON FEBRUARY 5, 2014 AT 2:55 P. M.

LORA W. JOHNSON CLERK OF COUNCIL

ROLL CALL VOTE:

YEAS:

Cantrell, Clarkson, Gisleson Palmer, Gray, Guidry, Head,

Hedge-Morrell - 7

NAYS:

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ABSENT:

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THIS ORDINANCE WAS RETURNED SIGNED BY THE MAYOR ON THE 5^{TH} DAY OF FEBRUARY, 2014. IN ACCORDANCE WITH SECTION 3-113 (2) OF THE HOME RULE CHARTER. THIS ORDINANCE BECAME EFFECTIVE ON FEBRUARY 3, 2014.

THE FOREGOING IS CERTIFIED
TO BE A TRUE AND CORRECT COPY

CLERK OF COUNCIL